

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	MASTERSON, ET AL.	}	
SERIAL NO.:	10/599,233	}	EXAMINER: Ellen E. Kim
FILED:	NOVEMBER 27, 2006	}	ART UNIT: 2874
TITLE:	OPTICAL MODE NOISE AVERAGING DEVICE	}	CONFIRMATION NO.: 6116

**VIA EFS**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Applicant calls the Examiner's attention to the patents and publications listed on the attached Form PTO-1449, copies of required documents enclosed, which may be material to examination of the above identified application.

**TIME OF TRANSMITTAL**

This Information Disclosure Statement is being submitted under 37 CFR § 1.97(c). This Statement is filed after three months from the filing date of the national application, after three months from the date of entry into national stage under 37 CFR § 1.491, after the mailing of a first Office Action on the merits, or after the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR § 1.114, but before the mailing date of any of:

- (a) a final action under 37 CFR § 1.113;
- (b) a notice of allowance under 37 CFR § 1.311; or
- (c) an action that otherwise closes prosecution in the application.

The undersigned hereby authorizes the charge of \$180 in accordance with 37 CFR §§1.97(c) and 1.17(p) or any deficiency of fees submitted herewith to Deposit Account No. 19-5117.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. The listed patents and publications are believed of interest herein and consideration and citation of as interest by the Examiner is respectfully requested.

Respectfully submitted,

Date: February 15, 2010

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